typically dairy-type foodstuffs, are normally packaged in a **cup**..." Gies further (col. 1, lines 26-27) discloses "[t]he **cups** pass through a device that picks out doubled **cups** and fills in where **cups** are missing..." The Examiner submits that "Gies does not disclose the container is a glass or plastic **bottle**." The disclosure defines a bottle as having a small opening as compared to its greatest height or width, Page 11, last paragraph.

Claim 1 requires, *inter alia*, "[a] method for **aseptically bottling aseptically sterilized foodstuffs**..." Claim 21 requires, *inter alia*, "[a] device for **aseptically bottling aseptically sterilized foodstuffs**..." Olsson (col. 1, lines 4-8) discloses "[t]he present invention relates to a method and a device for aseptic and automatic transfer of unsealed **pharmaceutical containers**, which has been aseptically filled with a **pharmaceutical preparation**, from a filling device to a subsequent unit." Olsson (col. 1, line 62-67, col. 2, lines 1-3) discloses "a) introducing a sterile inert protective gas into a transportable chamber, b) inserting the chamber into the filling device, c) introducing the **pharmaceutical containers** into the chamber and closing the chamber, and d) transporting the chamber to the subsequent unit, in which the **pharmaceutical containers** are removed from the chamber." Clearly, Olsson discloses filling pharmaceutical containers with a pharmaceutical preparation, introducing the pharmaceutical containers into a chamber, and

then transporting the chamber to a subsequent unit. Applicant submits that there is absolutely no suggestion or teaching in Olsson for aseptically **bottling** aseptically sterilized **foodstuffs** as required by claims 1 and 21. Aseptically sterilized foodstuffs requires that the foodstuffs be processed using an "Ultra High Temperature" (UHT) pasteurization process to meet FDA aseptic standards. See pg. 3, lines 3-7, this is not taught by the prior art. Thus, the prior art does not teach each and every feature of the claimed invention. Accordingly, Applicant submits that claims 1 and 21 and claims 2-19 which are dependent on claim 1 are allowable.

In view of the above amendments and remarks, Applicants respectfully submit that claims 1-19 and 21 are allowable.

If the Examiner believes that any further discussion of the invention would be helpful, perhaps in the form of an Examiner's Amendment, Applicants' representative is available at (518) 220-1850, and earnestly solicits such discussion.

Respectfully submitted,

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